

DRAFT:DFM:cg (20 Feb 75)

Dear Mr. Chairman:

This is in response to your request for our recommendations on S. Res. 6, introduced on January 15 by Senator Schweiker. S. Res. 6 would establish a Senate Select Committee on Intelligence Operations and Activities, to investigate the activities of the intelligence community of the United States Government, including the Central Intelligence Agency. The resolution would also express the "sense of the Senate" that the President designate a special prosecutor for all investigations, indictments, and actions arising from violations of the National Security Act of 1947 or the Central Intelligence Agency Act of 1949.

As you know, Mr. Chairman, the Senate voted on January 27 to establish the Select Committee To Study Governmental Operations With Respect to Intelligence Activities, proposed in S. Res. 21. This Committee has already begun to conduct an investigation of activities of the intelligence agencies, thus accomplishing the primary objective of S. Res. 6.

With regard to the designation of a special prosecutor, in my statement before your CIA Subcommittee on January 16 I expressed my belief that none of the activities of this Agency "would properly be the subject of adverse action against men who performed their duties in good

faith." Of course the Department of Justice must make the determination of whether domestic activities of Agency personnel involve violations of federal law, and I am therefore providing the Attorney General with complete information on these activities, at the request of the former Acting Attorney General. I defer to the Department of Justice for their view of whether this information and any criminal prosecutions based upon it can best be handled by a special prosecutor or by the normal Justice Department channels.

The Office of Management and Budget advises there is no objection to the submission of this report from the standpoint of the Administration's program.

Sincerely,

W. E. Colby
Director

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Remarks: <p>Attached are proposed responses to two bills referred to us by the Senate Armed Services Committee. Could you please let us have any objections to the letters by the end of the month.</p> <div style="text-align: center; margin: 10px 0;"> <div style="border: 1px solid black; width: 200px; height: 20px; margin: 0 auto;"></div> <p>Assistant Legislative Counsel</p> </div>					
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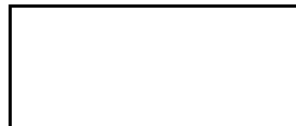
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Remarks:

Don:

Returned herewith are your proposed responses to S. Res. 6 and S. 99 which you requested this Office review for any objections. We have no objections to your proposed responses.



Assistant General Counsel

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Remarks:			
<p>Attached are proposed responses to two bills referred to us by the Senate Armed Services Committee. Could you please let us have any objections to the letters by the end of the month.</p> <div style="text-align: right;"><div style="border: 1px solid black; width: 150px; height: 30px; display: inline-block;"></div> Assistant Legislative Counsel</div>			
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